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and Casualty Insurance Company

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

STEPHEN CHAPMAN,
Plaintiff,

v.

HORACE MANN PROPERTY &
CASUALTY INSURANCE
COMPANY,
Defendant.

Case No. 2:24-CV-10546-MWF-BFM
District Judge Michael W. Fitzgerald

**DEFENDANT HORACE MANN'S
OPPOSITION TO "MOTION AND
MOTION TO STAY
ENFORCEMENT OF ORDERS (ECF
43, 44) PENDING RESOLUTION OF
PLAINTIFF'S MOTION FOR
RECONSIDERATION [FRCP
60(b)(4), 60 (d)(3); DUE PROCESS"**

Date: June 9, 2025

Time: 10:00 a.m.

Trial: June 16, 2026

Horace Mann Property and Casualty Insurance Company ("Horace Mann") respectfully asks the Court to deny Plaintiff's "Motion and Motion to Stay Enforcement of Orders (ECF 43, 44) Pending Resolution of Plaintiff's Motion for Reconsideration [FRCP 60(b)(4), 60 (d)(3); Due Process" ("Motion"). [Docket No. 48.]

Plaintiff's Motion requests that the Court stay its Orders pending the adjudication of Plaintiff's pending Motion for Reconsideration. No reasonable grounds to stay the Orders in Docket No. 43 or No. 44 can be deduced from the Motion.

1 Docket No. 43 is the Court's standard Order/Referral to ADR, with a
2 completion date of March 20, 2026, and a reporting date of April 27, 2026.

3 Docket No. 44 is the Court's standard Order Re Jury Trial, based in part on the
4 Joint Rule 26(f) Report filed back in March. [Docket No. 28.]

5 In any event, on the hearing date for this Motion, it will be moot, as the
6 Motion for Reconsideration is set for the same date (June 9, 2025).

7 Horace Mann respectfully requests that the Court deny the Motion.
8

9 Dated: May 19, 2025

FREEMAN MATHIS & GARY, LLP

10 By: /s/ Marc J Shrake
11 Marc J. Shrake
12 Attorneys for Defendant
13 HORACE MANN PROPERTY AND
14 CASUALTY INSURANCE
15 COMPANY
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